

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

RAYFORD MACK, JR.,

Plaintiff,

v.

STATE OF ALABAMA, *et al.*,

Defendants.

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**CIVIL ACTION NO.:
07 cv 465-MHT**

JOINT STATEMENT REGARDING REPRESENTATION OF PARTIES

In response to this Honorable Court's Order of June 25, 2007 [Doc. No. 12], requiring the parties to jointly prepare a statement concerning representation, the following is submitted:

A. Defendants remaining in the case:

1. Department of Human Resources
2. Dr. Page Walley, Commissioner of Department of Human Resources
3. State Personnel Department
4. Jackie Graham, Director of the State Personnel Department

B. Attorneys in the case:

1. Russell W. Adams
2. Rocco Calamusa, Jr.
3. Warren B. Lightfoot, Jr.
4. John B. Holmes III

5. Abigail H. Avery
6. Sharon E. Ficquette
7. Alice Ann Byrne

C. Representation of parties:

Plaintiff:

Rayford Mack

Attorneys

Russell W. Adams
Rocco Calamusa, Jr.

Defendants:

State Personnel Department

Jackie Graham, Director

Department of Human Resources

Dr. Page Walley, Commissioner

Attorneys

Alice Ann Byrne

Alice Ann Byrne

Warren B. Lightfoot, Jr.
John B. Holmes III
Abigail H. Avery
Sharon E. Ficquette

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John B. Holmes III
Abigail H. Avery
Sharon E. Ficquette

The parties agree that the Governor and the State of Alabama shall be dismissed from this action without prejudice, subject to the Plaintiff's right to reinstate the Governor and the State of Alabama as defendants upon notice to the Court and the parties. The Governor and the State would then be reinstated as defendants in this action as if they had never been dismissed such that any application statute of limitations shall be tolled during the dismissal period. The Defendants agree that no objection or defense arising from the dismissal will be raised.

Respectfully submitted, this 30th day of July, 2007.

/s/ Russell W. Adams
RUSSELL W. ADAMS (ASB 3760-A62R)
Attorney for Plaintiff

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/s/ Alice Ann Byrne
ALICE ANN BYRNE (BYR 015)
Attorney for Defendants
State of Alabama, Governor Don Siegleman,
State Personnel Department, and Jackie Graham,
Director of State Personnel Department

Address of Counsel :
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LEGAL DIVISION
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/s/ Warren B. Lightfoot, Jr.
WARREN B. LIGHTFOOT, JR. (LIG 003)
JOHN B. HOLMES, III (HOL 115)
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Attorney for Defendants
Department of Human Resources
and Dr. Page Walley, Commissioner

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/s/ Sharon E. Ficquette
SHARON E. FICQUETTE (FIC 001)
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Department of Human Resources
and Dr. Page Walley, Commissioner

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